

13281 U.S. PTO
111903PATENT
ATTORNEY DOCKET NO.: 040894-5977031088 U.S. PTO
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111903

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Commissioner for Patents
MAIL STOP PATENT APPLICATION

**TRANSMITTAL FOR A NEWLY EXECUTED ORIGINAL APPLICATION
UNDER 37 C.F.R. §1.53(b)**

This is a request for filing a patent application under 37 C.F.R. §1.53(b) for:

Inventor: Hidekazu AMAMOTO

For: SHEET FEEDING DEVICE AND SHEET PROCESSING APPARATUS

1. This is a new Utility Design Plant patent application.
2. The papers enclosed to obtain a filing date are as follows:

72 Pages of Specification including:
0 Title Page
62 Pages of Description
9 Pages of Claims
1 Page of Abstract
31 Sheets of drawings containing 33 Figures – 1 sheet translation
 The enclosed drawings are photographs, and there is also attached a PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S).

3. Combined Declaration and Power of Attorney

Enclosed and is executed by all inventors

Not Enclosed.

This application is being filed under the provisions of 37 C.F.R. §1.53(f).
Applicant(s) await notification from the Patent and Trademark Office of
the time set for filing the Declaration and paying the filing fees.

4. Language

English

Non-English

This application is being filed in accordance with 37 C.F.R. §1.52(d) and §608.01 of the MPEP. Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the verified English translation and the processing fee.

5. Assignment

An assignment of the invention to Fuji Xerox Co., Ltd. and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

An assignment will be filed at a later date.

6. Priority - foreign applications under 35 U.S.C. §119(a)-(d) or §365(b) or PCT international applications under 35 U.S.C. §365(a) designating at least one country other than the U.S.

Priority of the following foreign application is claimed:

Country	Application No.	Filed
Japan	P2003-132029	May 9, 2003
Japan	P2003-132062	May 9, 2003

Certified copy: is attached. will follow.

7. Priority based on provisional application(s) - 35 U.S.C. §119(e)

Priority of the following provisional application(s) is claimed:

Application No.	Filed

A. Relate Back - 35 U.S.C. §119(e)

Attached is a Preliminary Amendment amending the specification by inserting before the first line the sentence: "This application claims priority of copending provisional application(s) No. _____ filed on _____. "

8. Small entity status

Applicant(s) hereby assert(s) small entity status under 37 C.F.R. § 1.27.

9. Fee Calculation (37 C.F.R. §1.16)

	Number Filed	Number Extra	at Rate of	Basic Fee Utility \$770.00 Design \$385.00
	BASIC FEE			\$770.00
Total Claims (37 C.F.R. §1.16(c))	31 - 20 =	11	18.00	\$198.00
Independent Claims (37 C.F.R. §1.16(b))	2 - 3 =	0	86.00	
Multiple dependent claim(s), if any (37 C.F.R. §1.16(d))			290.00	
				\$968.00
	SUB-TOTAL =			
	Reduction by 1/2 for filing by a small entity			\$968.00
	SUB-TOTAL =			
Assignment Recordation Fee			\$40.00	\$40.00
	TOTAL FILING FEE =			\$1,008.00

10. Fee Payment

- Not Enclosed. **NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.**

This application is being filed under the provisions of 37 C.F.R. §1.53(f). Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

- Please charge Deposit Account No. 50-0310 in the amount of \$1,008.00 representing the basic filing fee of \$770.00 and \$198.00 for additional claims fee an assignment recording fee of \$40.00 is enclosed.

11. **Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. §1.136(a)(3).**

12. Additional papers enclosed:

- Preliminary Amendment
- Information Disclosure Statement
- Form PTO-1449, 4 documents included
- Declaration of Biological Deposit
- Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Please accord this application an application number and filing date.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Robert J. Goodell-Reg. No. 41,040

Dated: November 19, 2003

Customer No. 09629

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November 19, 2003

**VIA FACSIMILE AND
FEDERAL EXPRESS**

CONFIDENTIAL COMMUNICATION

Mr. Yoshiom Ohara
Manager of Patent Department
NGB Corporation
P.O. Box 521, Ark Mori Bldg., 28F,
12-32, Akasaka 1-chome, Minato-ku,
Tokyo 107-6028 Japan

Re: New U.S. Patent Application
Inventor: Hidekazu AMAMOTO
Title: SHEET FEEDING DEVICE AND SHEET
PROCESSING APPARATUS
Your Reference: F04-162948M/OSK
Our Reference: 040894-5977

Dear Mr. Ohara:

Thank you for forwarding a new patent application for filing in the United States. The application was filed on November 19, 2003, and convention priority was preserved. We also filed the Information Disclosure Statement. Copies of the as-filed papers are enclosed for your files.

With best regards.

Sincerely,



Robert J. Goodell
Patent Agent

RG2/djs
Enclosures/Attachments

DUTY OF DISCLOSURE

To comply with the duty of disclosure of 37 C.F.R. § 1.56, please provide any information, including any prior art, that **you, the inventor(s), or the assignee**, consider would be material to the examination of this application. Information is considered material if there is a substantial likelihood that an examiner would consider it important in deciding the patentability of the application. Please provide a copy of each prior art reference, especially if it is not a U.S. patent. This includes any prior art that already may be cited in the application.

If any such information exists, it should be submitted to the U.S. Patent and Trademark Office within three (3) months of the application filing date. Non-English language documents must be filed with a concise statement of their relevance to the invention. A known English language equivalent or a translation of at least the pertinent portions of a non-English language document should also be filed, if it is available.

The duty to cite material prior art also extends to prior art that **you, the inventor(s) or the assignee** may subsequently become aware of up to the time of issuance of the U.S. patent. This includes, for example, prior art cited during the prosecution of corresponding foreign applications that would be material to the examination of this application.

Please also identify for us each U.S. patent or pending patent application that **you, the inventor(s) or the assignee** are aware of that is related to the subject matter of this case. The files of such cases should be examined to locate any relevant prior art. Related applications and patents should be brought to the Examiner's attention because they may be potential or actual prior art references under 35 USC § 102(e) or raise an issue of double patenting.